



1952.

File No. Live Stock II/52
Legal Dept. (N)

B BRANCH

Subject:—

Notifications under the
Bombay Live Stock Improvement
Act 1933

P-6
/6

File No.

Live Stock II/52 (N)

Gen. 194

449513

LEGAL DEPARTMENT.

The proposal of the Agriculture and Forests Department to appoint the Director of Agriculture, Bombay State, to be an officer for the purposes of carrying out the duties under sub-clause (1) and (ii) of clause (b) of section 2 of the Bombay Live Stock (Improvement) Act, 1933, does not appear to be in order for the following reasons:-

2 The action to extend the Act to certain villages of the East Khandesh, West Khandesh, Ahmednagar, Kaira, Dharwar and Satara (North) Districts is not being taken for the first time under the Act. The provisions of sections 3 to 25 of the Act appear to have been brought into force in certain villages in the Sholapur and Satara Districts under R.C.D. Notification No. 818/33 and No. 813/33(a) dated the 5th April 1947 on the application made by the Director of Agriculture with the previous concurrence of the District Local Boards of Sholapur and Satara ~~as~~ respectively. If the Director of Agriculture has already been appointed as an officer by the Government for the purposes of clause (b) of section 2 of the Act, that officer is competent to exercise that power even now. It is not necessary again to notify him as an officer for the purposes of the said clause.

3 The Agriculture and Forests Department draft notifications at pages 45, 47, 49, 53 and 55 extending the Act to villages in certain districts have been combined into one notification and revised draft notification.

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-ation and revised draft notification is sent herewith.

4 Similarly, the Agriculture and Forests Department draft notifications at pages ~~at pages~~ 46, 47, 48, 50, 52, 53-54 and 55-56 have been combined into one notification and revised draft notification is sent herewith. Under the draft notification No. I the Act is being brought into force only in some few villages in East Khandesh, West Khandesh, Ahmednagar, Kaira, Dharwar and Satara(North) districts so that the powers of a livestock officer will be restricted to those villages only and not to all the villages under his charge as an Agricultural officer of Cattle Breeding. It is, therefore, necessary to make it clear in the notification issued under section 4 that his jurisdiction is confined to the villages to which the Act is being extended.

Id./..... 23/4

Additional Secretary to Government.

U.R. to A.&F.D.No. 6260, dated the 24th April 1952.

SNR 3-7-56
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Legal Department.

It would not be possible to give retrospective effect to any of the notifications as suggested by the Agriculture and Forest Department.

2 4Ns. A.& F.D.Nos. 6396-D and 6396/15169-D dated the 15th May 1952, on page 62 C/S. in A.& F.D.File No. 6396-D.- The notifications state that the application has been made by the Director of Agriculture but in fact the same has been made by the Director of Animal ----- Husbandry and Veterinary Science. Both these Officers had not been empowered under section 2 to make the----- requisite application. That being the case the notifications issued are invalid. After, therefore, the Director of Agriculture is empowered under section 2, he may be requested to make an application in this behalf, after ~~obtaining~~ obtaining the concurrence of the Board concerned and on receipt of such an application the ~~notifications~~ notifications should be reissued in supersession of those already published.

3 Draft notification on page 43C/S. in the A.& F.D. File No. 6396-D.

- A revised draft notification is sent herewith,

4 Draft notifications on pages

13-14 C/S. - In place of the draft notification at page 13 C/S. a revised draft notification is sent herewith.

The draft notification at page 14 C/S. as slightly amended is in order. Both the drafts cannot be issued unless the procedure laid down in the Act for making an application for the extension of the Act has been followed. (Please see para. 3 of the L.D.Opinion No. 9112, dated the 31st May 1952).

Id./..... 31/7

Additional Deputy Secretary to Government.

U.R. to A.& F.D.No. 12776, dated the 1st August 1952.

SMR 3-7-56
4 Copies.

NOTIFICATION.

Agriculture and Forests Department,
Bombay Castle, 1952.

Bombay Livestock Improve
ment Act, 1933.

No. :- In exercise of the powers conferred by clause (b) of section 2 of the Bombay Livestock Improvement Act, 1933(Bom.XXII of 1933), the Government of Bombay is pleased to empower the Director of Agriculture, Bombay State, to be the Officer for the purposes of carrying out the duties under clause (b) of section 2 of the said Act.

By order of the Governor of Bombay,

Secretary to Government.

SMR 3-7-56
4 Copies.

NOTIFICATION

Agriculture and Forests Dept.

Bombay Castle, 1952.

Bombay Live-stock Improve
ment Act, 1933.

No. -- Whereas a written application has been made under sub-clause (ii) of clause (b) of section 2 of the Bombay Live-stock Improvement Act, 1933 (Bom. XXII of 1933), by the Director of Agriculture with the previous concurrence of the District Local Board of Broach that the provisions of sections 3 to 25 of the said Act should be extended to the villages of the Ankleshwar taluka in the Broach District specified in Schedule appended hereto;

Now, therefore, in exercise of the power conferred by clauses (b) and (c) of section of the said Act, the Government of Bombay pleased to direct that the said provisions sections 3 to 25 shall extend to and shall come into force in the said villages with effect from and ~~from~~ from 1952.

Schedule.

The villages Shera, Uttrad, Mothia, Malanpur, Bolav, Vagwan, Katpor and Panolia

By order of the Governor of Bombay,

Secretary to Government.

SMR 3-7-56,
 4 Copies.